1

File No. AFD 80 FAF 69

MYSORE GOVERNMENT SECRETARIAT

Notes/Correspondence/Collection

Department Agt Section Forest 3

Subject :— Request of Shri G. V. Deshpande and 2 others of Masur for withdrawal of Section 35(1) of the Indian Forest Act applied to Sy. No. 7 of Nedhigal, Tq: Hirekerur

Earlier References :—

Later References :—

20/12/69 Exn
23/9/70

(Classification A/B/C)

23/9/70

Notes Pages..... 4 .....
Correspondence Pages..... 7 .....
For/Not for Section Note Book
To be destroyed after 1980

16/6/71

Under Secretary to Government.

ಸರ್ಕಾರದ ಅಧೀನ ಕಾರ್ಯದರ್ಶಿ,
ಅರಣ್ಯ, ಪಾ.ರ ಮತ್ತು ಜೀವಿ
ಶಾಸ್ತ್ರ ಇಲಾಖೆ (ಅರಣ್ಯ-ಬಿ)

A
1.4.04

2

DOCKET SHEET

AFD 80 F-AF-69

Department: AFF. **File No.**

Section Forest B **Volume:**

32467

SUBJECT

Request of Shri G.V. Deshpande & 2 others for Mann for withdrawal of section 35/1 of the Indian Forest Act applied to Sy. No. 7 of Nedhegal, Tq. Hire-kerur

Number and date	To whom sent	Instructions
1	2	3
13/8/70	C.D.	
	A.7	
5286/FB/70		
Min. of St. Forests, No. F/163 Date 5/9/	Secy AFF.	
Secy., A. & F. No. 6229 Date 15/9		

R&I SECT. Mail 14/8/70 2440 37840 14 AUG 1970 10

Sr. AO 14/8 DS 14/8 14/8/70

[P.T.O.

AFD 80 FAFG

Sl. No 1 (Receipt)
No. B-3 - GFL - 1467/69-70 dt.
1-10-69 from the C.C.F.

Note No 1

(1) A draft letter to the C.C.F. is put up for approval at Sl. No. 2/Page .

Issue
of
2-12-69

ISSUED
Dated 2/12/69

Sl. No 2 (Issue)
Ltr. dt. 24-12-69 to the C.C.F. Bangalore

Sl. No 3 (Receipt)
No. B-3/61/GFL/1467/69-70 dt.
2-7-70 from the C.C.F.

Note No 2

The erstwhile Govt. of Bombay by their Notification No BRF 2355/5408-J dt. 1-2-1955, had brought

Flag 4

AFD 80FAF69

Sy. No. 7 of Nedrugal Village, Tq. Hire-
kerur, under their control and certain
acts were prohibited in the said Sy. No.
Consequently, the owners of the said Sy.
No. could not bring the said area
under cultivation

However, the former Bombay Govt.
had also made a provision that
if the owner of the forest land desires
to bring the area under cultivation,
the forest deptt. need not ordinarily
object unless cultivation would
lead to serious soil erosion, vide
please A on page 2.

It is now reported that the
owners of the Sy. No. intend to bring
the area under cultivation

ATD & FAT-GO

The D.F.O., Dharwar, reports that the area of the Sy. No. is almost flat and no soil erosion will take place if the area is brought under cultivation.

The C.S.F. Belgaum and the C.C.F. have recommended that the Notification issued by the ex-Bombay Govt. placing the Sy No. under the control of the Forest Deptt. may be cancelled. The draft Notification at S.No. 4/Page 6 may be referred to L.D. for scrutiny, in the first instance.

10-8-70.

(Records are placed below)

2/s)

For kind perusal and remarks.

L.D.)

Note No-3

Draft revised

U.S. (Tech.)
12/8/70.

A&F Deptt)

19/8/70.

12.8.70
K.R. CHAMAYYA
Asst. Draftsman & Ex-Officio
Under Secy. Law Dept.

AFD 80 FAT-69

Note No 4

The draft Notification at Sl. No 4 (Page 6, as scrutinised and revised by Law Deptt., may now issue after approval.

19-7-70. D.S.

KSR 19-9-70

2-9-70.

[Records are placed below]

5272/3/9

Mini (Forests)

Approved
15/9/70.
ALUR HANUMANTHAPPA
Min. of State for Forests

Secy AFF 15/9

Please vide 16/9/70.

SL No 4 (Forests)
Notification dt. 22-9-70

File may now be recorded

23-9-70.

PL Widya 24.9.70

Records 23-9-70

Sl.No 4 7

GOVERNMENT OF MYSORE

No. FEN 69 FAT 69 Mysore Government Secretariat,
Vidhana Soudha,
Bangalore, dated 22nd September, 1970.

NOTIFICATION

In exercise of the powers conferred by Sub-Section (1) of Section 35 of the Mysore Forest Act, 1963 (Mysore Act 5 of 1964) read with Section 21 of the Mysore General Clauses Act, 1899 (Mysore Act 5 of 1899), the Government of Mysore hereby maintain the conditions in No. 2555/5498-J dated 1st January 1933 issued by the Agriculture and Forest Department of the former Government of Mysore under sub-section (1) of Section 35 of the Indian Forest Act, 1927(General Act XVI of 1927).

By order and in the name of the
Governor of Mysore.

S. N. Krishna murthy
22-9-70 (S.N.Krishna Murthy)
Special Officer & Ex-officio
Under Secretary to Government,
Agriculture & Forest Department.

To

The Manager, Mysore Gazette, Bangalore, in duplicate, for publication in the Gazette.

Copies to:

(1) The Chief Conservator of Forests (General) in Mysore, Bangalore.
(2) The Divisional Commissioner, Belgaum.
(3) The Deputy Commissioner, North Kanara.
(4) The Revenue Department.
(5) The Guard File.

mvkm/229/
10 cpe.

F.129 ... 6 8

Draft Form.

Government of Mysore.

No. AFD 80 FAT-69

Mysore Government Secretariat,
Vidhana Soudha,
Bangalore, dated.....

NOTIFICATION.

In exercise of the powers conferred by ~~Sub-~~Section (1) of Section 39 of the Mysore Forest Act, 1963 (Mysore Act ~~No.~~ 5 of 1964) read with Section 21 of the ~~General~~ Mysore General Clauses Act, 1899 (~~Central~~ Mysore Act 3 of 1899), the Government of Mysore hereby rescinds the Notification No. 2355/5408-J dated ~~1-2-~~ 1st February 1955 issued by the Agriculture and Forest Department of the former Government of Bombay, ~~prohibiting and regulating certain acts in the forest land of Nednegal village, Mirakerur Taluka, Dharwar District, specified in Schedule below:-~~ under sub-section (1) of section 35 of the Indian Forest Act, 1927 (Central Act XVI of 1927).

F.494

~~S c h e d u l e~~

Survery No.	Area A. G.	Boundaries. North S. No.	East S. No.	South S.No.	West S.No.
7	14-00	S.No. 6 of Nednegal	Village boundary of Bannihatti	Forest (Block XII-20)	S.No. 5 of Nednegal.

100 copies

By order and in the name
of the Governor of Mysore,

Under Secretary to Government,
Agriculture and Forest Department.

17.8.70. U.S., Laws Deptt.

Draft.

Yours
Conservator of Forests,
Belgaum Circle.

To, The Comptroller, Mysore Gazette, Bangalore, in duplicate, for publication in the Gazette

Copies to:- (1) The C.F.(S.), Bangalore (with Record)
(2) The Dy. Comm., Belgaum.
(3) The Dy. Comm., Dharwar
(4) The R.O.
(5) The guard file.

ISSUED
23.9.70

Sl.113

B3/61/GFL/1467/69-70.
Encl: Receipt

CHIEF CONSERVATOR'S OFFICE:
Bangalore, dt. 2/7/70

9

To

The Secretary to Government,
Agriculture and Forest Department,
Bangalore.
Sir,

Sub: Request of Sri G.V.Deshpande and 2 others of Masur for withdrawal of S.35/1 of I.F.A. applied to S.No.7 of Nednegal Taluka Hirekerur.

Ref: Your No.AFD 80 FAF 69 dated 24-12-69.

I enclose herewith a Draft Notification to rescind the erstwhile A.C.F.D. Bombay Government Notification for further action.

The records accompany.

4363/FB/70

Yours faithfully,

(R.A.NAIK)
Chief Conservator of Forests.

Sl. No 2

10

GOVERNMENT OF MYSORE

Encl. Records.

No. AFD 80 FAF 69. / MYSORE GOVERNMENT SECRETARIAT,
VIDHANA SOUDHA,

Dated, Bangalore, 9.12.69 *196*

FROM

The *Secretary to the Government of Mysor*
Agriculture & Forest Department.

To. The Chief Conservator of Forests
in Mysore, Bangalore.

Sir,

Sub: Request of Sri G.V.Deshpande and 2 others of Masur for withdrawal of S.35/1 of I.F.A. applied to S.No.7 of Nednegal, Taluk ~~Kirukur~~ Hirekerur.

With reference to your letter No.B3.61.CFL. 1467/69-70 dated 3-10-69, on the above subject, I am directed to request you to furnish a draft notification under the Mysore Forest Act, 1963, to rescind the erstwhile Bombay Government Notification No.PKF.2355/5408/J dated 1-2-1955 in this case.

Records are sent herewith for reference and return.

Yours faithfully,

9.12.69

(N.A.Kaskar)
i/c Section Officer,
Agri.& Forest Department.

hns/23-12/

Subject :- Act sl No 1

11

No. AFD 80 FAFG

To, the C.C.F., Bangalore

Sir,

With reference to your letter No. B 3-61-GFL-1467/FG-70 dt. 3-10 FG, on the above subject, I am directed to request you to furnish a draft Notification under the Mysore Forest Act, 96, to rescind the erstwhile Bombay Govt. Notification No. PRF-235/540/J dt. 1-2 FS in this code.

2. Records are sent herewith for reference and return.

Yours faithfully,
Sd/-
H/C S.O. A.F. Delhi

ISSUED
24/
Sd/-

SP.No 21 2 12

B3.61.GFL.1467/69-70.

Encl: case papers

CHIEF CONSERVATOR'S OFFICE:
Bangalore, dated, 23rd September, 1969.
3-10-69

To

1- The Secretary to Government,
Agriculture and Forest Department,
Bangalore.

Sir,

35954
6507/1968
4/10

Sub: Request of Shri G.V. Deshpande and 2 others of Masur for withdrawal of S.35(1) of I.F.A. applied to S.No.7 of Nednegal, Taluk Hirekerur.

I enclose herewith a copy of letter No. FOP.FST.DWR/32(10)/69-70 dated 22-7-69 with its accompaniments received from the Conservator of Forests Belgaum, agreeing with the views of the Divisional Forest Officer, Dharwar to rescind the notification issued by the Government under section 35(1) of the Indian Forest Act, 1927 in respect of S.No.7 of Nednegal, Taluka Hirekerur, Dharwar District.

5641/7B/69.
7.10.69.

2. The above Sy.No.7 was brought under the purview of Section 35(1) of the I.F.A. by Ex.Bombay Government Notification No.PRF-2355/5408/J dated 1-2-1955. The owners of this S.No. now intend to bring the land under cultivation. Their application is enclosed herewith. The Divisional Forest Officer, Dharwar reports that the area contains 13 Sandalwood 8 Tugli and 3 Neem trees and other shrubby growth. He further reports that the area is almost flat and fit for cultivation and no soil erosion will take place if it is brought under cultivation. An area of 0-37-0 gunthas is already under cultivation. The area is surrounded by malki lands on 3 sides and the forest on the forth side.

7B) R 3/10.

S.K 7.10

3. In the Bombay Government letter No. PRF.1353-7910-J dated 5-3-1955 (copy already furnished to Government) it is laid down that if the owner of the forest land desires to bring it under cultivation after issue of notification regarding its use, the Forest Department need not ordinarily object unless cultivation would lead to serious soil erosion.

A

P/2..

Government may therefore kindly to moved to rescind the notification No. PRR-2355/5408-J dated 1-2-1955 issued by erstwhile Bombay Government under Section 35(1) of I.F.A. in respect of Sy.No.7 ~~in respect of Sy.No.7~~ of Nednegal, Taluka Hirekerur of Dharwar District.

Yours faithfully,

Chief Conservator of Forests.